IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Writ Petition No.3739 of 2006

M/s.Parasrampuria Industries Ltd. Petitioner
Vs.
Union of India & ors. Respondents

Mr.P.K.Rele with Mr.Bhavesh Parmar for petitioner.
Mr.Suresh Kumar for Resp.no.2.

CORAM: B.H.MARLAPALLE,J.

September 01, 2006.

P.C.

. This petition mainly assails the notice dated 12th September 2005 and the said challenge is not required to be gone into at this stage for the following reasons:

(a) The petition has been filed as late as on 5/5/2006 and the impugned notice was seeking to enforce the attendance of the representative of the petitioner-company before the Assistant P.F. Commissioner, Vapi on 31/8/2005 and he was informed failing to appear as was required would force the Assistant P.F. Commissioner to invoke his powers under Section 7A of the P.F. Act read with Section 32 of C.P.C.

(b) It is not known whether the said proceedings

have now been concluded and an order under Section 7A of the P.F. Act has been passed.

(c) The petitioner undertakes to appear before the Assistant P.F. Commissioner on a given date in case the said proceedings which was the subject matter of the impugned notice of arrest have not been concluded.

. It is made clear that the respondent - P.F. Commissioner shall give at least two weeks' advance intimation for the petitioner to appear before him in case the proceedings are still pending.

. The petition is, therefore, disposed off.

(B.H.MARLAPALLE,J.)